

REMARKS/ARGUMENTS

The above Amendments and these Remarks are in reply to the Office Action of March 12, 2009.

Claims 1-9, 67-76 and 120-129 are rejected under 35 U.S.C. 101 because the claimed invention is directed to nonstatutory subject matter.

Claims 1, 10, 67 and 120 have been amended to remove the feature that “at least one unselected license of the current licenses displayed on the page is not upgraded or downgraded”.

Claims 1, 10, 67 and 120 has been amended to remove the feature that “the upgrading or downgrading is done using at least one processor”.

Claims 67 and 120 have been amended to include the feature that “the upgrading and downgrading is done using at least one processor”. These claims are now believed to be statutory under the machine prong of Bilski’s “machine or transformation” test for the method claims.

Claims 1-9, 10-18, 67-76 and 120-129 are rejected under 35 U.S.C 112, first paragraph.

The claims have been amended to remove the feature that “at least one unselected license of the current licenses displayed on the page is not upgraded or downgraded”.

Claims 1-9, 10-18, 67-76 and 120-129 are rejected under 35 U.S.C 112, second paragraph.

Claims 1, 10, 67 and 120 have been amended to remove the feature that “at least one unselected license of the current licenses displayed on the page is not upgraded or downgraded”.

Claim 10 has been amended to be a pure system claim.

Claim 120 has been amended such that the preamble reads “a computer readable media containing instructions to instruct a computer to do the steps of”.

Claims 1-8, 10-17, 67-76, and 120-129 are rejected under 35 U.S.C. 103(a) as being unpatentable over Aldis et al (U.S. Patent Application Publication No. 2004/0039916) in view of Ross et al (U.S. Patent No. 5,553,143) and further in view of Stupek Jr. et al (U.S. Patent No. 5,960,189) and in further view of Erickson (U.S. Publication No. 2004/0210765).

Claims 1, 10, 67 and 120 have been amended to include the feature that “the page is a license search result page that displays current licenses found as a result of a search” and that “the license search result page allows for the selection of a group of more than one of the displayed current licenses for upgrading or downgrading in the batch mode, the selection of the group determining which licenses are upgraded or downgraded”. These features are not shown or made obvious by the cited prior art. These features are supported by at least paragraphs [0056], [0026] and [0033] of the present invention’s published application.

Selecting licenses from a license search result page to be batch processed for an upgrade or downgrade is not shown by Erikson. The examiner points to Figure 7E and paragraph [0159] of Erikson for showing this feature.

Figure 7E of Erikson shows a “Sources Works Display [that] presents the electronic record of any work from which the current work is derived, and the available information about each of those works”.

Figure 7F of Erikson mentioned in paragraphs [0158] – [0159] shows a “Source Works Manager window [that] allows the developer to easily see the status of permissions for each work, to obtain detailed authorship, ownership, and licensing information from the source work’s registration server, and to selectively obtain auxiliary permissions as required for each source work”.

Neither page shown in Erikson is a “license search result page” as claimed in the present invention’s independent claims.

In light of the above, it is respectfully submitted that all of the claims now pending in the subject patent application should be allowable, and a Notice of Allowance is requested. The Examiner is respectfully requested to telephone the undersigned if he can assist in any way in expediting issuance of a patent.

The Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 06-1325 for any matter in connection with this response, including any fee for extension of time, which may be required.

Respectfully submitted,

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